

### Amendments to the Claims:

This listing of claims will replace all prior versions, and listings, of claims in the application:

### Listing of Claims:

#### IN THE CLAIMS:

1. (Currently Amended): An axial piston machine  $[(1)]$  having a swash plate  $[(12)]$  and a control piston  $[(18)]$  which contacts the swash plate  $[(12)]$  by way of a slide block  $[(31)]$  which is partially received by the swash plate  $[(12)]$  or the control piston  $[(18)]$  and can be inclined at least in a direction relative to the swash plate  $[(12)]$  or the control piston  $[(18)]$  and which can be inserted through an opening into a cutout  $[(80)]$  constructed in the swash plate  $[(12)]$  or the control piston  $[(18)]$ , the slide block  $[(31)]$  being fixed in the cutout  $[(80)]$  by fixing regions  $[(83)]$  constructed in the cutout  $[(80)]$ , ~~characterised in that,~~ wherein provided in the swash plate  $[(12)]$  or the control piston  $[(18)]$ , there is a resilient element  $[(86,91)]$  which acts on the slide block  $[(31)]$  with a force directed towards the regions  $[(83)]$  fixing the slide block  $[(31)]$ .

2. (Currently Amended): An axial piston machine according to Claim 1, ~~characterised in that~~ wherein the resilient element  $[(96, 91)]$  is inserted into a receiving cutout  $[(85, 90)]$  arranged on the side opposite the opening.

3. (Currently Amended): An axial piston machine according to Claim 1 ~~or 2~~ ~~characterised in that,~~ wherein the resilient element  $[(86)]$  is a pressure spring.

4. (Currently Amended): An axial piston machine according to Claim 1 ~~or 2~~  
~~characterised in that,~~ wherein the resilient element ~~[[91]]~~ is a spring washer.

5. (Currently Amended): An axial piston machine according to ~~one of Claims 1 to 3~~  
~~characterised in that,~~ Claim 1, wherein a spacer ~~[[88]]~~ is arranged between the resilient element  
~~[[86]]~~ and the slide block ~~[[31]]~~.

6. (Currently Amended): An axial piston machine according to ~~one of Claims 1 to 5,~~  
~~characterised in that~~ Claim 1, wherein the slide block ~~[[31]]~~ and the cutout ~~[[80]]~~ have a  
spherical geometry with a common center point (M) and the cutout ~~[[80]]~~ forms a relief cut in  
the swash plate ~~[[12]]~~ or the control piston ~~[[18]]~~.

7. (Currently Amended): An axial piston machine according to Claim 6, ~~characterised in~~  
~~that~~ wherein the fixing regions ~~[[83]]~~ are formed by the relief cut of the cutout ~~[[80]]~~.